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UNTIED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

HON.PATRICK J.DUGGAN CIVIL NO.09-12865 TRUSTEES OF MICHIGAN REGIONAL COUNCIL OF CARPENTERS' EMPLOYEE BENEFITS FUND, ET.AL,

Plaintiff(s),
-vDAVIS SPECIALTY CONTRACTING, INC., ET.AL
Defendant(s).

ORDER OF DISMISSAL

At a session of said Court, held in the United States Courthouse, in the City of Detroit, State of Michigan on December 1, 2009.

PRESENT: THE HONORABLE PATRICK J. DUGGAN UNITED STATES DISTRICT JUDGE

Due notice of an Order to Show Cause why the above case should not be dismissed for lack of progress pursuant to Local Rule 41.2 has been sent to counsel of record. The Court has received no response; therefore

IT IS HEREBY ORDERED that the above-entitled action be, and hereby is DISMISSED.

s/Patrick J. Duggan
Patrick J. Duggan
United States District Judge

Dated: December 1, 2009

I hereby certify that a copy of the foregoing document was served upon counsel of record on December 1, 2009, by electronic and/or ordinary mail.

s/Marilyn Orem
Case Manager